



19/1778
BA 12-1202

Please type a plus sign (+) inside this box → **+**

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/353,583	
	Filing Date	July 15, 1999	
	First Named Inventor	Samuel Reichgott	
	Group Art Unit	2611	
	Examiner Name	H. Tran	
Total Number of Pages in This Submission	20	Attorney Docket Number	GEN-040

RECEIVED
DEC 12 2002
Technology Center 2600

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Steven L. Nichols, Esq. (Reg. No.: 40,326)
Signature	
Date	December 5, 2002

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: December 5, 2002	
Typed or printed name	Rebecca R. Schow
Signature	
Date	December 5, 2002

Estimated Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



AF/2611

GEN-040

09/353,583
Box AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Group Art Unit: 2611

RECEIVED

Samuel REICHGOTT et al.

Conf. No.; 3801

DEC 1 2 2002

Serial No.: 09/353,583

Examiner: H. Tran

Technology Center 2600

Filed: July 15, 1999

For: METHOD & APPARATUS FOR PREVENTING DISRUPTIONS IN SET-
TOP TERMINAL FUNCTION DUE TO THE DOWNLOAD OF UPDATED
PROGRAMMING OR DATA TO THE SET-TOP TERMINAL

BOX AF

Commissioner for Patents
Washington, D.C. 20231

RESPONSE UNDER 37 C.F.R. § 1.116

Sir:

This is a fully and timely response to the final Office Action of October 23, 2002 (Paper No. 18). Reconsideration and allowance are respectfully requested. Claims 1-46 are currently pending and stand rejected by the Examiner.

§ 102 rejection

Claims 1-4, 6-19, 21-22, 24-27, 29-37, and 39-44 were rejected under 35 U.S.C. § 102(b) as being anticipated by U.S. Patent No. 5,440,632 to Bacon et al. ("Bacon"). Applicants respectfully traverse this rejection.

Claim 1 recites:

A set-top terminal for connecting a subscriber to a cable network, said terminal comprising:
a processor; and
a memory unit,